



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

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June 26, 2003

IN REPLY PLEASE

REFER TO FILE: PD-1

TO: Each Supervisor

FROM: James A. Noyes  
Director of Public Works

### **ALAMEDA CORRIDOR EAST (ACE) PROJECT JUNE 23, 2003, MEETING**

On June 23, 2003, a member of my staff attended the regular meeting of the San Gabriel Valley Council of Governments-ACE Construction Authority. A copy of the agenda and the adopted minutes of the May 22, 2003, meeting is attached. The following items occurred at the meeting, which are of interest to the County.

Under Agenda Item IV, the Chairman reported that he would be contacting Commissioner Esteban Torres of the California Transportation Commission to pursue \$3.5 million in unallocated funds for right of way purposes on the Temple Avenue Train Diversion and Ramona Boulevard Grade Separation projects.

Under Agenda Item V, the Chief Executive Officer (CEO) reported that ACE staff was continuing to research the matter of current and potential usage of the Alameda Corridor as requested by the ACE Board at the May 22, 2003, meeting. The CEO reported that information gathered to date by ACE staff indicates that Alameda Corridor train counts passing through Pomona are in the range of 47 to 66 trains per day.

Under Agenda Item VI, the ACE Construction Authority Board reviewed the Initial Study/Environmental Assessment, approved a Mitigation Monitoring Plan, and adopted a Mitigated Negative Declaration for the Baldwin Avenue Grade Separation. The ACE Board also approved the project to proceed through the design phase.

Under Agenda Item VII, the ACE Construction Authority Board authorized the CEO to amend the Brea Canyon Road Grade Separation design contract with DMJM+Harris by increasing the contract value by \$445,300 to a new contract value of \$2,684,759. The increase is needed to address new requirements by Union Pacific Railroad to accommodate a future additional third track in the underpass design and a betterment request by the City of Industry to construct Metrolink station improvements.

Under Agenda Item VIII, the ACE Construction Authority Board authorized Task Order No. 3, the sixth increment in the Scope of Services for Program Management by the Bechtel/Korve Joint Venture, to cover the period from July 1, 2003, through June 30, 2004. The additional funding for Task Order No. 3 for \$7,975,928 increases the total contract value to \$32,371,404.

Under Agenda Item IX, the ACE Construction Authority Board authorized the CEO to amend or issue annual task orders for support services from July 1, 2003, through June 30, 2004, for the following contracts:

- Womble, Carlyle—\$172,000 annual task order for Federal funding-related support in Washington, D.C.
- Capital Representation Group—\$65,000 contract amendment for State funding-related support in Sacramento.
- Padilla and Associates—\$340,000 annual task order for labor compliance and disadvantaged business outreach activities.
- Arimax Financial Services—\$12,000 contract amendment for implementation of financing for working capital.
- Burke, Williams, and Sorensen—\$850,000 contract extension for general counsel support.
- Edwards, Eichel, and Beranek—\$23,000 annual task order for performance of annual financial audits.
- Big Independent Cities Excess Pool, Joint Powers Authority—\$80,000 for performance of risk management and claims administration.

Under Agenda Item X, the ACE Construction Authority Board authorized the CEO to amend the Intelligent Roadway/Rail Interface System project contract with Automatic Switching and Controls, Inc., by increasing the contract amount by \$152,735 to a new contract value of \$803,345. The Intelligent Roadway/Rail Interface System project is separated into a pilot phase and a full demonstration phase. Upon the recent completion of the pilot phase, changes were identified for the full demonstration phase which will result in this increased cost.

Under Agenda Item XI, the ACE Construction Authority Board approved a salary increase of 13 percent for the CEO.

Each Supervisor  
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The next meeting of the ACE Construction Authority Board will be on July 28, 2003, at Irwindale City Hall at 1 p.m.

GAJ:dp

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Attach.

cc: Chief Administrative Office  
Executive Office



# Alameda Corridor-East Construction Authority

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**NOTE: CHANGE  
IN MEETING  
TIME!**

## **REGULAR MEETING AGENDA Monday, June 23, 2003, 1 P.M. Irwindale City Hall - Council Chambers 5050 Irwindale Avenue Irwindale, CA 91706**

Members of the public may comment on any item on the agenda at the time it is taken up by the Board. We ask that members of the public come forward to be recognized by the Chair and keep their remarks brief. If several persons wish to address the Board on a single item, the Chair may impose a three- minute time limit on individual remarks at the beginning of discussion.

All items set forth on this agenda may be subject to action.

- |      |   |             |
|------|---|-------------|
| I.   | Roll Call and Introductions   |             |
| II.  | Approval of Minutes - Regular Meeting of May 22, 2003 (Pages 1-4)   | Action      |
| III. | Public Comment  |             |
| IV.  | Chairman's Remarks  | Information |
| V.   | Chief Executive Officer's Report (Pages 5-12)   | Information |
| VI.  | Approval of Baldwin Avenue Grade Crossing Draft Initial Study/ Environmental Assessment and Proposed Mitigated Negative Declaration (Pages 13-25)   | Action      |
| VII. | Approval of Contract Amendment for Brea Canyon Road Design Services with DMJM+Harris (Pages 26-27)  | Action      |
|      | Approval of Program Management Incremental Scope of Services for FY '04 (Pages 28-39)   | Action      |
|      | Approval of Ongoing Authority Support Services Contract Amendments (Pages 40-42)  | Action      |
|      | <ul style="list-style-type: none"><li>• Womble, Carlyle</li><li>• Capital Representation Group</li><li>• Padilla &amp; Associates</li><li>• Arimax Financial Services</li><li>• Burke, Williams &amp; Sorensen, LLP</li><li>Edwards, Eichel &amp; Beranek</li><li>BICEP</li></ul> |             |

The ACE Construction Authority is currently constituted of seven (7) member jurisdictions: the City of El Monte, the City of Industry, the City of Montebello, the City of San Gabriel, the City of Pomona, the County of Los Angeles, and the San Gabriel Valley Council of Governments. A San Bernardino County Council of Governments representative is an ex officio Board member.

Each member or alternate has one vote. A quorum of the ACE Construction Authority is no less than four (4) of its total voting membership. Actions taken by the ACE Construction Authority shall be by simple majority of the members present with a quorum in attendance except for personnel actions, the annual budget, matters dealing with the Administrative Code or matters requiring subsequent approval by the SGVCOG, all of which shall require five (5) votes.

- |      |  |                 |
|------|--|-----------------|
| X.   | Approval of Contract Amendment for Support of the IRRIS Project with Automated Switching and Controls, Inc. (Page 43-44) | Action          |
| XI.  | Compensation of Chief Executive Officer  | Possible Action |
| XII. | Adjournment  | Action          |



**ACE Construction Authority  
Regular Board Meeting  
May 22, 2003 Minutes**

Chairman Harry Baldwin called the meeting to order at the Irwindale Council Chambers on Monday, May 22, 2003 at 2:07 PM.

**1. In attendance were:**

Harry Baldwin, Chair, San Gabriel  
Ernie Gutierrez, El Monte  
Jack Phillips, Industry  
Ed Vasquez, Montebello  
Ed Cortez, Pomona  
Gloria Molina, LA County  
Bob Huff, SGVCOG, Diamond Bar  
Paul Eaton, Ex Officio, SANBAG

**Staff**

Rick Richmond, Chief Executive Officer  
Joe Montes, Legal Counsel  
Sharon Neely, staff  
Deanna Stanley, staff  
Bruce Armistead, staff  
Robert Alvarez, staff  
Cynthia Ambrose, staff

**Guests**

Susan Brown, Moffett & Nichol  
John Krikorian, Business Life Magazine  
Greg Jaquez, LA County DWP  
Shafi Sharifan, W. Koo & Associates

**2. Approval of minutes of meeting of April 28, 2003**

A motion was made to approve the April 28, 2003 meeting minutes.

M/S/C: Gutierrez/Cortez/Unanimous

**3. Public Comments**

There were no public comments.

**4. Chairman's remarks**

The Chairman reported the appointment from the City of El Monte of Councilwoman Patricia Wallach as alternate to Board member Ernie Gutierrez. Chairman Baldwin reported on the legislative meetings held in Sacramento on May 14. He noted that

Board Member Huff and he had attended a legislative caucus to discuss legislation and transportation budget issues of interest to the Authority. Chairman Baldwin noted that the Authority co-hosted a legislative dinner with Foothill, SGVCOG, and the Gold Line Construction Authority. During the dinner, officials heard a summary of the Governor's May Revise budget released that day and the proposed transportation funding changes. Chairman Baldwin noted that the dinner was well attended by state legislators and their staffs as well as San Gabriel Valley elected officials who were there to attend the League of Cities conference. Chairman Baldwin indicated that he had sent a letter on behalf of the Authority to the Chairman Diaz, Assembly Budget Chair supporting their budget request and noting the impacts to the ACE Project funding. Lastly, Chairman Baldwin reminded the Board of the Nogales Street groundbreaking ceremony planned for Wednesday, May 28<sup>th</sup> at 10:30 AM.

#### **5. Chief Executive Officer's Report**

Mr. Richmond indicated that the City of Irwindale moved its council meetings to Mondays, making it necessary for the ACE Board meetings to begin at 1 PM rather than 2 PM beginning with the June meeting. Mr. Richmond indicated there was an article in the LA Times reporting that the Alameda Corridor rail line was carrying less freight train traffic than hoped. Mr. Richmond indicated that as part of the IR/RIS Project staff had access to train counts in the City of Pomona and that a report of January showed heavy usage that day. He also indicated that in the original study, a conservative projection estimated 55-60 trains per day passing through the City of Pomona and 70 trains by the year 2010. He further explained that the trains passing through the San Gabriel Valley were a combination of port freight and freight from transfer centers. He noted that the Union Pacific has recently installed additional track and has consistently requested design changes to ACE projects adding more capacity for their future expansion. Mr. Richmond reported it was his belief that the Union Pacific has not yet completed their expansion plans and that the port data reported in the article could be misleading. There was Board discussion, and Member Molina reported she made a motion at the MTA Board meeting for the staff to research incentives to increase utilization. She asked Mr. Richmond to discuss this matter with MTA staff and report back. Member Cortez also indicated a concern of the freight traffic moving through the City of Pomona.

Jim Connolly, Bechtel-Korve Program Manager was introduced by Mr. Richmond and he provided a summary of the activities over the last month.

#### **6. Acceptance of Demolition Services for Nogales Street Grade Separation & Closeout of Contract No. 02-12 with Pena Grading & Demolition, Inc.**

Mr. Richmond indicated the building demolition of the buildings associated with the Nogales Street grade separation had been completed and to date no claims have been received. He indicated that two change orders totaling \$23,965 previously

reported to the Board were issued during the contract for: asbestos removal; tree removal in the street parkway area; relocation of a monument sign; and, remobilization costs for delayed demolition of one building. A motion was made to accept the work as being satisfactorily completed in conformance with the project plans and specifications; approve the release of the final retention payment of \$30,241.80 thirty-five days after the Notice of Completion is filed and no claims or objections have been filed and upon concurrence of the CEO; and authorize the contracts manager to release the Labor and Materials Bond and Faithful Performance Bond upon expiration of the required lien period, if no claims or objections have been filed and upon concurrence of the CEO.

M/S/C: Huff/Molina/Unanimous

#### **7. Approval of FY '04 Budget**

Mr. Richmond called attention to budget on page 18 of the agenda. He summarized the FY '03 goals and accomplishments. He discussed the goals for FY 04 (page 30) and noted that pending state funding, construction could be impacted on several projects. He introduced Chip Conway, Finance Manager to discuss the FY '03 budget actual versus the adopted budget. He summarized the key changes. Mr. Conway reviewed the proposed FY '04 budget (page 34 of the agenda). A motion was made to approve the FY '04 Budget. M/S/C: Gutierrez/Cortez/Unanimous

#### **8. Status Report on Residential & Business Relocations**

Mr. Mark Mendoza summarized the relocation process and provided an update on relocation program for businesses and residents. He reviewed photos of displaced commercial and residential properties and photos of their replacement locations.

#### **9. Closed Session**

Joe Montes indicated that in accordance with Government Code Section 54956.8 the Board would recess to closed session to discuss real estate negotiations and in accordance with Government Code 54957 the Board would discuss the performance evaluation of the Chief Executive Officer.

The Board returned to open session and Legal Counsel announced that the following settlement offers were approved:

- 1 \$350,000 for settlement of all claims (including relocation) for property at 2657 E. Valley Blvd., West Covina (Case No. BC 269663)

M/S/C: Molina/Gutierrez/Unanimous

- 2) \$62,500 for the property at 151-157 East End Ave. in Pomona.

M/S/C: Gutierrez/Cortez/Unanimous

- 3) \$52,500 for the property at 159 East End Ave in Pomona



M/S/C: Gutierrez/Cortez/Unanimous

- 4) \$150,000 for the property at southwest corner of Monterey St. and Reservoir St.,  
Pomona. Case No. BC 294344 (Verizon, Inc.)

M/S/C: Gutierrez/Vasquez/Unanimous

Further, Legal Counsel announced that no action was taken which needed to be reported with regards to Government Code 54957 concerning the performance evaluation of the CEO. Chairman Baldwin reported that with reference to the performance of CEO Rick Richmond he wanted it noted that it was the consensus of the Board that they were extremely pleased with the performance of Rick Richmond and compensation would be discussed at next month's meeting. The Chairman indicated he would gather compensation information, discuss it with the Past Chairman, Vice Chairman and forward a recommendation to the Board at the next meeting.

#### **10. Adjournment**

There being no further business, the meeting was adjourned at 3:40 PM.